

Hon. Ricardo S. Martinez

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF WASHINGTON AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SUNG CHUL LEE

Defendant.

)
)
) **NO. CR 06-0174 RSM**

) **ORDER TO CONTINUE PRE-TRIAL**
) **MOTIONS DEADLINE AND TRIAL**
) **DATE.**

ORDER OF THE COURT

This matter having come before the court on the Defendant's Motion to Continue the Pre-Trial Motions Deadline from August 17, 2006 to October 19, 2006, and a Motion to Continue the Trial date from September 25, 2006 to November 27, 2006, and the Court having considered the arguments made by all parties, together with the balance of the records and files herein, this Court now finds as follows:

ORDER CONTINUE TRIAL DATE - 1

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1 That this Motion is the second motion to continue the pre-trial motions deadline and trial
2 date filed by any party;

3 That the Government has distributed voluminous discovery to the defense that pertains to
4 the instant case as well as a related case, thereby requiring additional time for effective defense
5 preparation;

6 That extra time is needed for the defendant to review discovery with counsel through the
7 assistance of a foreign language interpreter;

8 That the defendant understands his rights to a Speedy Trial pursuant to 18 U.S.C. Section
9 3161 and has executed a speedy trial waiver through January 31, 2007.
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11 That no party, including the United States, opposes a second Motion to Continue the pre-
12 trial motions deadline and the trial date.

13 That this period of delay is reasonable; that the defendants are joined for trial; that the
14 time for trial has not run; and that no motion for severance has yet been granted. 18 U.S.C.
15 Section 3161(h)(7);

16 The Court finds that taking into account the complexity of the case and the exercise of
17 due diligence, that the failure to grant the continuance would deny the defense the reasonable
18 time for effective trial preparation;

19 Accordingly, This Court finds that the ends of justice served by granting the requested
20 continuance outweigh the best interests of the public and defendants in a speedy trial; 18 U.S.C.
21 Section 3161(h)(8)(A) and Section 3161(h)(8)(B)(iv).
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1 The new proposed dates of October 19, 2006, for the motions cut-off deadline, and
2 November 27, 2006, for the trial date, do not appear to prejudice any party, including the
3 Government.

4 Accordingly, IT IS HEREBY ORDERED THAT:

5 The Pre-Trial Motions Cut-Off date shall be extended to October 19, 2006, with the trial
6 date of November 27, 2006.

7 It is further ordered that the period of delay resulting from this continuance is excludable
8 pursuant to 18 U.S.C. Section 3161(h)(8)(A) and (B) as to each co-defendant.
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11 SO ORDERED ON THIS 8th DAY OF September, 2006

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14 RICARDO S. MARTINEZ
15 UNITED STATES DISTRICT JUDGE
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18 Presented by:

19 s/ Jesse Cantor

20 Jesse Cantor
21 Attorney for the Defendant.
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ORDER CONTINUE TRIAL DATE - 3

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